



8/13/02 AY/1700  
4/29/03

PATENT  
Attorney Docket No. 209684  
Client Reference No.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Vermin et al.

Application No. 09/787,004

Filed: May 23, 2001

For: DAIRY PRODUCT AND METHOD FOR  
PREPARING SAME

Art Unit: 1761

Examiner: Leslie Wong

RECEIVED  
APR 23 2003  
TC 1700

NOTICE OF APPEAL FROM THE  
EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents  
Box AF  
Washington, D.C. 20231

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed October 18, 2002, rejecting the following claims: 1-20.

The items checked below are appropriate:

1. Status of Applicants

This application is on behalf of  other than a small entity or  a small entity.

2. Fee for Filing Notice of Appeal

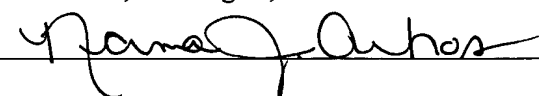
Pursuant to 37 CFR 1.17(b), the fee for filing the Notice of Appeal is for:  other than a small entity or  a small entity.

Notice of Appeal Fee due \$320.00

CERTIFICATE OF MAILING

I hereby certify that this document (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: April 16, 2003



04/22/2003 BNGUYEN1 00000090 121216 09787004

02 FC:1253 520.00 CH

04/22/2003 BNGUYEN1 00000090 09787004

01 FC:1401 320.00 CH

In re Appln. of Vermin et al.  
Application No. 09/787,004

**3. Extension of Time**

- Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$930.00.
- An extension for two months has already been secured and the fee paid therefor of \$410.00 is deducted from the total fee due for the total amounts of extension now requested.
- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request: \$520.00**

**4. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$320.00
Extension Fee (if any)	\$520.00

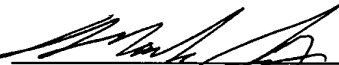
**Total Fee Due: \$840.00**

**5. Fee Payment**

- Attached is a check in the sum of \$
- Charge Account No. 12-1216 the sum of \$840.00. A duplicate of this transmittal is attached.

**6. Fee Deficiency**

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

  
\_\_\_\_\_  
Mark Joy, Reg. No. 35,562  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: April 16, 2003